



UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, DC

JUSTIFICATION AND APPROVAL OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER: 6400-001D-15-0001

1. CONTRACTING OFFICE

United States International Trade Commission
Office of Procurement
500 E Street, SW
Washington, DC 20436

REQUIRING OFFICE

United States International Trade Commission
Office of Industries
500 E Street, SW
Washington, DC 20436

2. **NATURE/DESCRIPTION OF ACTION(S).** In accordance with FAR Subpart 6.303-2, this justification for other than full and open competition will result in award of a sole source firm fixed price contract to Katherine Baldwin.
3. **DESCRIPTION OF SUPPLIES/SERVICES.** This requirement is to purchase consulting services, involving researching, writing, and review of a technical assistance report.

Estimated Contract Value

4. **STATUTORY AUTHORITY.** FAR Subpart 6.302-1 and 41 U.S.C. 253(c)(1): When the supplies or services required by the agency are available from only one responsible source, and no other type of supplies or services will satisfy agency requirements, full and open competition need not be provided for.

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OTHER THAN FULL AND OPEN COMPETITION/BRAND NAME

5. DEMONSTRATION OF CONTRACTOR QUALIFICATIONS

Ms. Baldwin is uniquely qualified for this task. Prior to her resignation from Federal Service at the Commission, she became a subject matter expert on GIs in agricultural products as evidenced by her research in this area. Ms. Baldwin wrote an Office of Industries Staff Paper entitled, "Geographical Indications and Trademarks: Policy Issues and Implications for the TTIP." She also wrote an EBOT on GIs entitled, "A Rosé by any other name? GIs, Trademarks and the TTIP," In addition to her subject matter expertise, Ms. Baldwin has a extensive experience working on technical assistance projects for the Commission.

6. DESCRIPTION OF EFFORTS MADE TO ENSURE THAT OFFERS ARE SOLICITED FROM AS MANY POTENTIAL SOURCES AS IS PRACTICABLE

No other individual is known who has both the in-depth expertise in GIs in agricultural products, and understands the Commission's technical assistance procedures.

7. DETERMINATION OF FAIR AND REASONABLE COST

In accordance with FAR Subparts 12.209, 13.106-3, 15.4, I hereby determine that the anticipated cost or price to the Government for this contract action will be fair and reasonable. The Price Reasonableness Memorandum detailing the Fair and Reasonable Price Determination will be included in the contract file documentation.

8. MARKET RESEARCH

See item 5 above.

9. ANY OTHER FACTS SUPPORTING THE JUSTIFICATION

The Commission currently does not have sufficient staff to complete the tasks required in the timeframe requested.

10. LISTING OF SOURCES

None.

11. FUTURE PLANS TO PROMOTE COMPETITION

Recruitment and training of Commission staff in geographical indicators in agricultural products.

12. CONTRACTING OFFICER CERTIFICATION

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By signing below "I have reviewed this justification and find it to be accurate and complete to the best of my knowledge and belief."

Approved By: Print Name

FOIA Exemption (b)(6)

g Officer

Signature

1/29/2015

13. TECHNICAL PERSONNEL CERTIFICATION

By signing below "I certify that the supporting technical data which form a basis for this justification, that are the responsibility of technical or requirements personnel are accurate and complete to the best of my knowledge and belief."

Prepared By: Print Name

FOIA Exemption (b)(6)

Signature

1/26/15

Approved By: Print Name

FOIA Exemption (b)(6)

or, Office of Industries

Signature

16-15